

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

OATHER DALE ADAY,	)	
	)	
Plaintiff,	)	8:05CV347
	)	
v.	)	
	)	
DOUBLE R. FLOORING, and	)	ORDER
RITE-A-WAY INDUSTRIES,	)	
	)	
Defendants.	)	
	)	

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This matter is before the court on defendants' request for trial in North Platte (Filing 9). Plaintiff initially requested that trial be held in Omaha. Considering plaintiff's response (Filing 16), I will deny the motion without prejudice to reassertion at the time of the parties' Rule 16 planning conference, now scheduled for January 26, 2006.

**IT IS SO ORDERED.**

**DATED November 4, 2005.**

**BY THE COURT:**

**s/ F.A. Gossett**  
**United States Magistrate Judge**